

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:  
Rick A. ZIEBELL

Serial No. UNASSIGNED

Filed: HEREWITH

For: MOLDABLE SILICONE  
ELASTOMERS HAVING  
SELECTIVE PRIMERLESS  
ADHESION

Group Art Unit:

Examiner:

Receipt date  
Granted is 11/19/01.  
E. Jones from OPLA

DECLARATION IN SUPPORT OF FILING DATE

Assistant Commissioner for Patents  
United States Patent and Trademark Office  
Attention Box Filing Date  
P.O. Box 2327  
Arlington, VA 22202

CERTIFICATE OF MAILING

I hereby certify that this correspondence and fee is  
being deposited with the U.S. Postal Service  
"Express Mail Post Office to Addressee" service  
under 37 C.F.R. § 1.10 and is addressed to: U.S.  
Patent and Trademark Office, PO Box 2327,  
Arlington, VA 22202, Attn. Box Filing Date on  
November 20, 2001 Express Mail Label No.  
EL567076336US by Suzanne Lukas

Dear Sir:

The undersigned, Kathy Mojibi, declares and states as follows:

1. I am an attorney at law duly licensed to practice in the state of California and  
registered to practice before the United States Patent and Trademark Office. I am an associate at

the law firm of Jeffer, Mangels, Butler & Marmaro LLP, and am one of the attorneys responsible for prosecuting the above-captioned application on Applicant's behalf.

2. Enclosed herewith is a continuation-in-part patent application that claims priority from U.S. Serial No. 09/715,963 filed November 17, 2000, together with a declaration, power of attorney, assignment, recordation cover sheet, Verified Statement, Information Disclosure Statement and copies of three references (hereinafter collectively referred to as the "CIP application"). On November 19, 2001, we attempted to deposit the CIP application with the U.S. Post Office using the Express Mail service. We were informed by the post office that due to current operating conditions and government security measures, Express Mail service to federal government agencies in Washington, D.C. (ZIP Codes 202 through 205) has been suspended. The post office provided us with a memorandum, dated November 16, 2001 explaining the indefinite suspension of mail to the specified ZIP Codes, a copy of which is enclosed. As a result of the indefinite suspension, the post office refused our Express Mail package.

3. The enclosed CIP application is still in its original Express Mail envelope, bearing a postmark of November 19, 2001. A certificate of mailing is included, signed and dated on November 19, 2001 by Kristin Freebairn, a paralegal in the Intellectual Property Department of Jeffer, Mangels, Butler & Marmaro LLP. Also enclosed is a Worldwide Attorney Service Delivery Ticket No. S807782 stamped by the U.S. Postal Service indicating that we attempted to deposit Express Mail with the Airport Station Post Office on November 19, 2001. To the best of our abilities, we have complied with the codes and regulations governing the filing of new patent applications and should be granted a filing date of November 19, 2001.

4. In accordance with instruction from the Help Desk of the U.S. Patent and Trademark Office, we are resending the CIP application to P.O. Box 2327, Arlington, Virginia 22202, which we understand to be a temporary address set up for patent filings. We have been assured that by providing this declaration and resending the CIP application, we will be afforded the filing date of November 19, 2001 for the CIP application.

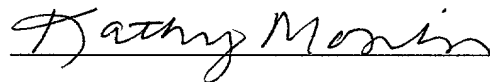
5. In view of the foregoing, it is believed that the CIP application should be accorded a filing date of November 19, 2001 pursuant to 37 C.F.R. § 1.10. Should the Office have any questions or require further information, the Office is invited to contact the undersigned.

The undersigned, being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of her own knowledge are true; and all statements made on information and belief are believed to be true.

Respectfully submitted,

Dated: November 20, 2001

By:



Kathy Mojibi, Reg. No. 41,409  
Rod S. Berman, Reg. No. 31,483  
JEFFER, MANGELS, BUTLER & MARMARO LLP  
2121 Avenue of the Stars, Tenth Floor  
Los Angeles, California 90067-5010  
(310) 203-8080

## DECLARATION

☐ ORIGINAL  
☒ CONTINUATION-IN-PART  
☐ DIVISIONAL

I, the below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is stated at 1 below, or a joint inventor if plural inventors are named below at 1-4, of the invention entitled:

## MOLDABLE SILICONE ELASTOMERS HAVING SELECTIVE PRIMERLESS ADHESION

Which is described and claimed in:

- ☒ the attached specification or  
☐ the specification in application Serial No. \_\_\_\_\_ filed \_\_\_\_\_ ☐ as amended on \_\_\_\_\_ (if applicable)  
 (for declaration not accompanying application)

and for which a patent is sought, and that my residence, post office address and citizenship are as stated below next to my name.  
 I acknowledge my duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations 1.56(a).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day/month/year)	PRIORITY CLAIMED UNDER 35 UCS §119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NO.	FILING DATE

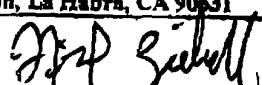
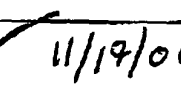
I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §120, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS
09/715,963	November 17, 2000	Pending

Send correspondence to:  
 JEFFER, MANGELS, BUTLER & MARMARO LLP  
 Tenth Floor  
 2121 Avenue of the Stars  
 Los Angeles, California 90067

DIRECT TELEPHONE CALLS TO:  
 (Name and telephone number)

Rod S. Berman, Esq.  
 (310) 203-8080

1	Name of Inventor	LAST NAME ZIEBELL	FIRST NAME Rick	MIDDLE NAME A.	Residence: CITY La Habra	STATE or COUNTRY California
	Post Office Address 1864 South Watson, La Habra, CA 90631				CITIZENSHIP US	
	Signature 			Date 		

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Express Mail No. EL891832590US  
PATENT  
53511-5002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Rick A. ZIEBEL

Serial No. Not yet assigned

Filed: November 19, 2001

For: MOLDABLE SILICONE ELASTOMERS  
HAVING SELECTIVE PRIMERLESS  
ADHESION

Group Art Unit: 1714

Examiner:

Assistant Commissioner for Patents  
Washington, D.C. 20231

POWER OF ATTORNEY BY ASSIGNEE  
AND EXCLUSION OF INVENTOR UNDER 37 C.F.R. §3.71

Dear Sir:

The undersigned Steven C. Bryant is a representative authorized to sign on behalf of the assignee of the entire interest in the above-identified subject application, Bryant Rubber Corporation, and hereby appoints:

ROD S. BERMAN, Reg. No. 31,483, BERNARD R. GANS, Reg. No. 27,443, KATHY MOJIBI, Reg. No. 41,409 and RUPAK NAG, Reg. No. 37,493 of the firm of Jeffer, Mangels, Butler & Marmaro LLP as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventor and his attorney in accordance with the provisions of 37 C.F.R. §3.71.

Bryant Rubber Corporation, per 37 C.F.R. §3.73(b), certifies that the evidentiary documents with respect to its ownership have been reviewed and that to the best of the undersigned's knowledge and belief, title is in the assignee seeking this action.

Bryant Rubber Corporation declares that 100% ownership is established by the assignment

- ☒ filed herewith  
☐ filed for recordation on \_\_\_\_\_  
☐ recorded in the U.S. PTO on \_\_\_\_\_

a copy of which is attached.

Please direct all telephone calls to Rod S. Berman, Esq. at 310-203-8080 and all correspondence relative to said application to the following address:

Rod S. Berman, Esq.  
JEFFER, MANGELS, BUTLER & MARMARO LLP  
Tenth Floor  
2121 Avenue of the Stars  
Los Angeles, CA 90067

ASSIGNEE

Bryant Rubber Corporation

Signature

Steven C. Bryant

Typed Name

Steven C. Bryant

Title

President and Chief Executive Officer

Address

1112 Lomita Boulevard  
Harbor City, CA 90710

Date 11/19/01

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Applicant or Patentee: Rick A. ZIEBELL Case Docket No. 53511-5002  
 Serial or Patent No.: Not yet assigned  
 Filed or Issued: November 19, 2001  
 For: MOLDABLE SILICONE ELASTOMERS HAVING SELECTIVE PRIMERLESS ADHESION

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
 STATUS (37 CFR 1.9(f) AND 1.27(b)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below.  
☒ an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF CONCERN Bryant Rubber Corporation  
 ADDRESS OF CONCERN 1112 Lomita Blvd., Harbor City, CA 90710

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled MOLDABLE SILICONE ELASTOMERS HAVING SELECTIVE PRIMERLESS ADHESION by inventor(s) Rick A. Ziebell described in

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the right held by the above identified small business concern is not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
 ( ) INDIVIDUAL ( ) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
 ( ) INDIVIDUAL ( ) SMALL BUSINESS CONCERN ( ) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issues thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Steven C. Bryant  
 TITLE OF PERSON OTHER THAN OWNER President and Chief Executive Officer  
 ADDRESS OF PERSON SIGNING 1112 Lomita Blvd.  
Harbor City, CA 90710

DATE 11/19/01 SIGNATURE Steven C. Bryant

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